

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ELECTROCAUTERIZING TOOL FOR ORTHOPEDIC SHAVE DEVICES

the specification of which

 X is attached hereto.

 was filed on as Application No.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a) which states in relevant part: "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section....The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98."

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Day/Month/Year Filed)

 Yes No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), and under §119(e) of any United States provisional application(s), listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>60/059,383</u>	<u>9/19/97</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Patented, Pending, Abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith, and to file, prosecute and to transact all business in connection with international applications directed to said invention:

Paul Davis	29,294
Mark A. Haynes	30,846
John Bruckner	35,816
Charles C. Cary	36,764
David J. Weitz	38,362
Kent R. Richardson	39,443
David Abraham	39,554
U.P. Peter Eng	39,666
George A. Willman	41,378

Address all correspondence to:

Charles C. Cary
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304

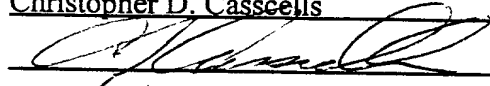
Direct all telephone calls to Charles C. Cary at (650) 493-9300.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or
first inventor:

Christopher D. Casscells

Inventor's signature:



Date:

7/3/98

Citizenship:

USA

Residence:

Greenville, Delaware

Post Office Address:

100 Buck Road, Greenville, DE 19807

Full name of second
inventor:

Ramiro L. Reyes

Inventor's signature:

Date:

Citizenship:

USA

Residence:

Union City, California

Post Office Address:

32626 Muirwood Drive, Union City, CA 94587

Full name of third

inventor:

Hugh R. Sharkey

Inventor's signature:

Date:

Citizenship:

USA

Residence:

Woodside, California

Post Office Address:

150 Normandy, Woodside, CA 94062

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(Number)

(Country)

(Day/Month/Year Filed)

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Full name of sole or
first inventor: Christopher D. Casscells

Inventor's signature: _____

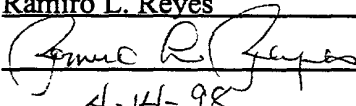
Date: _____

Citizenship: USA

Residence: Greenville, Delaware

Post Office Address: 100 Buck Road, Greenville, DE 19807

Full name of second
inventor: Ramiro L. Reyes

Inventor's signature: 

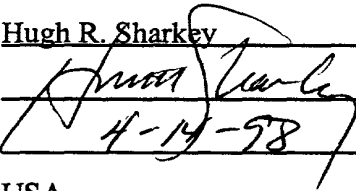
Date: 4-14-98

Citizenship: USA

Residence: Union City, California

Post Office Address: 32626 Muirwood Drive, Union City, CA 94587

Full name of third
inventor: Hugh R. Sharkey

Inventor's signature: 

Date: 4-14-98

Citizenship: USA

Residence: Woodside, California

Post Office Address: 150 Normandy, Woodside, CA 94062

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the specification of which

_____ is attached hereto.

X was filed on April 24, 1998 as Application No. 09/066,615
and amended on August 15, 2000

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Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Day/Month/Year Filed)

Yes

No

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<u>60/059,383</u> (Application Serial No.)	<u>9/19/97</u> (Filing Date)	<u>Abandoned</u> (Patented, Pending, Abandoned)
<u>09/034,830</u> (Application Serial No.)	<u>3/4/98</u> (Filing Date)	<u>Patented</u> (Patented, Pending, Abandoned)
<u>09/034,885</u> (Application Serial No.)	<u>3/4/98</u> (Filing Date)	<u>Patented</u> (Patented, Pending, Abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith, and to file, prosecute and to transact all business in connection with international applications directed to said invention:

Paul Davis	29,294
John J. Bruckner	35,816
David J. Weitz	38,362
Barbara Courtney	42,442
Richard L. Gregory	42,607
Van Mahamedi	42,828
X. Shirley Chen	44,608
Shaalu Mehra	44,934

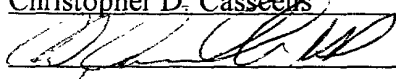
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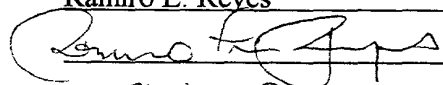
John J. Bruckner
Wilson Sonsini Goodrich & Rosati
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Palo Alto, CA 94304

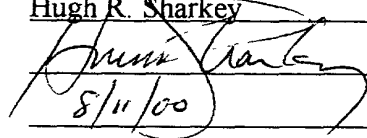
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are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Christopher D. Cassee
 Inventor's signature: 
 Date: 8/22/02
 Citizenship: USA
 Residence: Greenville, Delaware
 Post Office Address: 100 Buck Road, Greenville, DE 19807

Full name of second inventor: Ramiro L. Reyes
 Inventor's signature: 
 Date: 8-16-00
 Citizenship: USA
 Residence: Union City, California
 Post Office Address: 32626 Muirwood Drive, Union City, CA 94587

Full name of third inventor: Hugh R. Sharkey
 Inventor's signature: 
 Date: 8/11/00
 Citizenship: USA
 Residence: Woodside, California
 Post Office Address: 150 Normandy, Woodside, CA 94062

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 17616-786
PATENT

In re Application of)
)
Christopher D. Casscells, et al.)
)
Serial No.: Unassigned)
)
Filed: Herewith)
)
For: ELECTROCAUTERIZING TOOL)
FOR ORTHOPEDIC SHAVE)
DEVICES)

POWER OF ATTORNEY BY ASSIGNEE
TO EXCLUSION OF INVENTOR UNDER 37 C.F.R. § 3.71
WITH REVOCATION OF PRIOR POWERS

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

The undersigned ASSIGNEE of the entire interest in the above-identified application for letters patent hereby appoints Charles C. Cary, of Wilson Sonsini Goodrich & Rosati, Reg. No. 36,764 and all Wilson Sonsini Goodrich & Rosati attorneys registered to practice before the United States Patent and Trademark Office, to prosecute this application and transact all business in the United States Patent and Trademark Office in connection therewith and hereby revokes all prior powers of attorney; said appointment to be to the exclusion of the inventors and the inventors' attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

The following evidentiary documents establish a chain of title from the original owner to the Assignee:

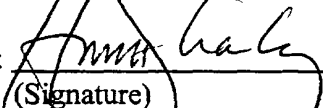
X a copy of an Assignment attached hereto, which Assignment has been (or is herewith) forwarded to the Patent and Trademark Office for recording; or

___ the Assignment recorded on _____ at reel ___, frames ___ - ___.

Pursuant to 37 C.F.R. § 3.73(b) the undersigned Assignee hereby states that evidentiary documents have been reviewed and hereby certifies that, to the best of ASSIGNEE's knowledge and belief, title is in the identified ASSIGNEE.

1990 1991 1992 1993 1994 1995 1996 1997 1998 1999 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169 2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181 2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193 2194 2195 2196 2197 2198 2199 2200 2201 2202 2203 2204 2205 2206 2207 2208 2209 2210 2211 2212 2213 2214 2215 2216 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348 2349 2350 2351 2352 2353 2354 2355 2356 2357 2358 2359 2360 2361 2362 2363 2364 2365 2366 2367 2368 2369 2370 2371 2372 2373 2374 2375 2376 2377 2378 2379 2380 2381 2382 2383 2384 2385 2386 2387 2388 2389 2390 2391 2392 2393 2394 2395 2396 2397 2398 2399 2400 2401 2402 2403 2404 2405 2406 2407 2408 2409 2410 2411 2412 2413 2414 2415 2416 2417 2418 2419 2420 2421 2422 2423 2424 2425 2426 2427 2428 2429 2430 2431 2432 2433 2434 2435 2436 2437 2438 2439 2440 2441 2442 	
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Charles C. Cary
WILSON SONSINI GOODRICH & ROSATI
650 Page Mill Road
Palo Alto, California 94304-1050

Name: 
(Signature)

Name: Hugh R. Sharkey
(Print or Type)

Title: Executive Vice President

Date: 4-14-98